

000117

REQUEST FOR COUNCIL ACTION
CITY OF SAN DIEGO1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE ONLY)

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):

ENGINEERING AND CAPITAL PROJECTS

3. DATE:

November 19, 2007

4. SUBJECT:

PUBLIC HEARINGS SOLEDAD MOUNTAIN ROAD UNDERGROUNDING UTILITY DISTRICT

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)

Marnell Gibson / Nathan Bruner MS 612

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)

533-5213 / 533-3777

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED



8. COMPLETE FOR ACCOUNTING PURPOSES

FUND					9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.					SDGE Fund Sources (Case 8209) \$2,263,489
ORGANIZATION					Rule 20 (A) Conversion
OBJECT ACCOUNT					City Fund Sources (Fund 30100) \$74,206
JOB ORDER					Engineering, Street Lights, and Inspections
C.I.P. NUMBER					
AMOUNT					TOTAL \$2,337,695

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	11/19/07	8	DEPUTY CHIEF	<i>[Signature]</i>	11/21/07
2	EOCP	<i>[Signature]</i>	11/19/07	9	COO	- Not required -	
3	EAS	<i>[Signature]</i>	11/20/07	10	CITY ATTORNEY		
4	LIAISON OFFICE	<i>[Signature]</i>	11/21/07	11	ORIG. DEPT	<i>[Signature]</i>	11/22/07
5	FM	<i>[Signature]</i>	11/19/07		DOCKET COORD:	<i>[Signature]</i>	11/21/07
6	AUDITOR	N/A	11/19/07		COUNCIL PRESIDENT	<i>[Signature]</i>	
7					COUNCIL LIAISON	<i>[Signature]</i>	11/21/07

11. PREPARATION OF:

☒ RESOLUTIONS☐ ORDINANCE(S)☐ AGREEMENT(S)☐ DEED(S)

(SEE BACK)

11A. STAFF RECOMMENDATIONS:

ADOPT THE RESOLUTION(S).

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S):

2

COMMUNITY AREA(S):

La Jolla

ENVIRONMENTAL IMPACT:

This activity is categorically exempt from CEQA pursuant to State CEQA Guidelines, Section 15302(d), and Public Utilities Commission General Order 131-D dated August 11, 1995.

HOUSING IMPACT:

None

CITY CLERK INSTRUCTIONS:

Print Docket supporting information both at the time of the Resolution and at the time of the hearing. Send copy of adopted resolution to Nathan Bruner, MS 612, and print and mail Docket Supporting information to the following: CAUSE, c/o Hal Tyvoll, 1511 29th Street, San Diego, CA 92102; Karen Johanson, c/o Charles Wolfinger, 4655 Cass Street, Suite 314, San Diego, CA 92109; Pamela Wayne, 5142 Seagrove Ct., San Diego, CA 92130; and Joan Tukey, 4528 Exbury Court, San Diego, CA 92130.

ATTACHMENTS:

Map and general boundary description of the district.

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(Continuation of Page 1)

11. PREPARATION OF:

1. Requesting authorization to modify the Annual Allocation-Undergrounding of Utilities, San Diego Gas & Electric Company allocation for 2007 Calendar Year by removing the projects known as Sunset Cliffs Blvd (Coronado Ave to Newport Ave) and Fanuel Street (Grand to Reed) estimated at \$1,587,844 and replacing it with Soledad Mountain Road (Pacifica to Ridgeway Row) at an estimated cost of \$2,337,695.
2. Set a public hearing date of January 29, 2007 to consider the formation of an Underground Utility District known as Soledad Mountain Road between Pacifica Drive and Ridgeway Row; and
3. Create said district.

REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: REPORT NO.: n/a (1472)
ATTENTION: Council President and City Council
ORIGINATING DEPT.: Engineering and Capital Projects
SUBJECT: Public Hearing: Soledad Mountain Rd Underground Utility District
COUNCIL DISTRICTS: 2
STAFF CONTACT: Nathan Bruner (619) 533-3777

REQUESTED ACTION:

Amend the Annual Allocation-Undergrounding of Utilities, project allocation for 2007 Calendar Year by removing the projects known as Sunset Cliffs Blvd (Coronado Ave to Newport Ave) and Faniel Street (Grand to Reed) estimated at \$1,587,844 and replacing with Soledad Mountain Road (Pacifica to Ridgeway Row) at an estimated cost of \$2,337,695; setting January 29, 2007 for a public hearing to consider creating an Underground Utility District (District) and create said District.

STAFF RECOMMENDATION:

Amend the Annual Allocation of projects for 2007, set a public hearing date and adopt a resolution to create the District.

EXECUTIVE SUMMARY:

As part of the reconstruction efforts associated with the landslide that effected Soledad Mountain Road, SDG&E desires to place electric facilities underground between Pacifica Drive to just south of Palomino Circle at an estimated cost of \$647,799 which would be funded through CPUC Rule 20A. SDG&E proposes that although it would be funded through the use of Rule 20 funds, SDG&E would not count those expenditures towards its required Rule 20 expenditure obligations as described in its franchise agreement with the City of San Diego.

Council District Two desires to extend the area to be undergrounded by extending the northern boundary to where the pole line terminates just south of Ridgeway Row. This additional segment would be funded with Rule 20A funds by amending the 2007 Annual Allocation of Projects to remove two projects that are of near estimated costs and replacing them with this project. Staff would recommend replacing the projects in the 2009 Annual Allocation of projects.

Staff has informed SDG&E that the undergrounding of utilities cannot be allowed in any way to delay the reconstruction efforts. SDG&E will coordinate their work with the roadway reconstruction so as not to cause any delays.

In accordance with San Diego Municipal Code (SDMC), Chapter 6, Article 1, Division 5, *Underground Utilities Procedural Ordinance* these actions will create the Soledad Mtn Rd, from Pacifica Dr to Ridgeway Row Underground Utility District and will underground all overhead utilities within the designated District.

**REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET**

The formation of this district will require by Ordinance the removal and/or underground conversion of certain overhead power and communications wires with poles within the established boundary. The expense of the underground installation and removal of overhead facilities within the right-of-way (street and sidewalk area) will be the responsibility of the utility companies in accordance with California Public Utilities Commission (CPUC) Rules and Tariffs.

Replacement of street lighting, building permits, building and field engineering inspections, associated utility coordination of construction activities, and project management associated with these improvements, will be financed through City of San Diego Undergrounding Surcharge Fund 30100, contingent upon receipt of funds from San Diego Gas & Electric (SDGE).

By Ordinance, creation of this Underground Utility District will require all property owner(s) within said District to perform all necessary trenching and other related work to convert their property to receive electrical, telecommunication and cable television from an underground service, including all necessary permits. However, per agreement with the City of San Diego, SDGE will offer to property owner(s) within the Underground Utility District, to perform all the work necessary to convert private property, including necessary conduits for telephone and cable facilities, at no cost to the property owner(s). In order to take advantage of San Diego Gas & Electric's offer to perform this work, property owners are required to sign a Permit to Enter Form (PTE) and ensure their properties meet minimum conformance as outlined in the SDMC. Namely, that their electrical panels: (1) are deadfront operated, (2) have a grounding rod; and (3) have appropriate operating clearances.

FISCAL CONSIDERATIONS:

The estimated construction cost of \$2,263,489 for electrical utility work within the public right-of-way and private property, will be financed through the use of SDG&E Rule 20 (A), as directed by the CPUC, Case 8209. Costs to convert AT&T and cable television is financed directly by AT&T and the cable companies per applicable CPUC tariffs and City franchise agreements.

Other indirect costs such as administration, street light replacement, minor street improvements, and other related work is estimated at \$74,206 and will be financed through Undergrounding Surcharge Fund 30100, contingent upon receipt of funds from SDG&E. These expenditures have been approved or will be approved by subsequent actions.

PREVIOUS COUNCIL COMMITTEE ACTION:

None

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

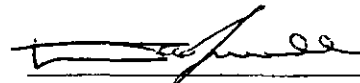
With notification of the Public Hearing, property owners and residents will be mailed an informational brochure about the City's Undergrounding Program including information as to how to contact and get more information via the Underground Program Information Line and the Underground Program via the internet, where they can access a monthly project status and sign up for email updates from the Underground Program Staff.

REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET

During construction, e-mails will be periodically sent to those signed up, information regarding the status of their project, where the contractor is working and where he will be working next. Residents are provided door hangers with the contractors name and contact number and the City's contact name, number and internet address prior to work occurring on private property. Community Planning groups are added to all customer contact mailings and are notified of pre-construction meetings to discuss community issues directly with the contractor. Customer satisfaction surveys are used throughout the process and at project completion to identify systemic issues and improve customer service.

KEY STAKEHOLDERS:

Residents, businesses, and utility companies.


Originating Department
Deputy Chief/Chief Operating Officer

000123

DETERMINATION OF ENVIRONMENTAL EXEMPTION

Pursuant to the California Environmental Quality Act (CEQA) and State CEQA Guidelines

Agency: CITY OF SAN DIEGO

Project No.: N/A

Date: 12/11/07

Action/Permit(s): CITY COUNCIL APPROVAL

Description of Activity: SOLEDAD MOUNTAIN ROAD BETWEEN PACIFICA DRIVE AND RIDEGATE ROW UNDERGROUND UTILITY DISTRICT: The scope of work includes trenching approximately five feet deep and two feet wide along the westerly curb within the existing public right-of-way, with lateral connections to accommodate customers on both sides of Soledad Mountain Road. The scope of work also includes installation of conduit and substructures such as transformers on concrete pads; running cable through the conduits; removing existing overhead lines and poles, and installing streetlights.

Location of Activity: SOLEDAD MOUNTAIN ROAD BETWEEN PACIFICA DRIVE AND RIDEGATE ROW. Specifically, the Underground Utility District is located between a line from the Northeastern corner of 6186 Soledad Mountain Rd. and to the Northwestern corner of 6271 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5583 Soledad Mountain Rd (Lots 194 through 202 & 203 through 213 of Soledad Corona Estates Unit No.3 Subdivision Map No. 447, and Lots 1 through 10 & 36 through 43 of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787), and south to Caminito Marrisa (5534, 5542, 5550, 5558, 5564, 5572 Soledad Mountain Road). The Underground Utility District is in the La Jolla Community Planning Area within the City and County of San Diego. Applicant: City of San Diego, Engineering and Capital Projects Department.

(CHECK BOXES BELOW)

1. ☐ This activity is EXEMPT FROM CEQA pursuant to:
- ☐ Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).
2. ☒ This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:

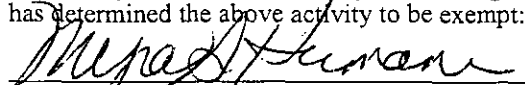
ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)

Section	Short Name
<input type="checkbox"/> 15301	Existing Facilities
<input checked="" type="checkbox"/> 15302(d)	Replacement or Reconstruction
<input type="checkbox"/> 15303	New Construction or Conversion of Small Structures
<input type="checkbox"/> 15304	Minor Alterations to Land
<input type="checkbox"/> 15305	Minor Alteration in Land Use
<input type="checkbox"/> 15306	Information Collection
<input type="checkbox"/> 15311	Accessory Structures
<input type="checkbox"/> 15312	Surplus Government Property Sales
<input type="checkbox"/> 15315	Minor Land Divisions
<input type="checkbox"/> 15317	Open Space Contracts or Easements
<input type="checkbox"/> 15319	Annexation of Existing Facilities and Lots for Exempt Facilities
<input type="checkbox"/> 15325	Transfer of Ownership of Interest in Land to Preserve Open Space
<input type="checkbox"/> Other	

ARTICLE 18 of GUIDELINES STATUTORY EXEMPTIONS (Incomplete list)

Section	Short Name
<input type="checkbox"/> 15261	Ongoing Project
<input type="checkbox"/> 15262	Feasibility and Planning Studies
<input type="checkbox"/> 15265	Adoption of Coastal Plans and Programs
<input type="checkbox"/> 15268	Ministerial Projects
<input type="checkbox"/> 15269	Emergency Projects
<input type="checkbox"/> Other	

It is hereby certified that the City of San Diego
has determined the above activity to be exempt:


Myra Hoffmann, Senior Planner
Environmental Analysis Section

Distribution: Exemption File
Nathan Brunner, ECP-Undergrounding (MS 612)
EAS Project file

SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT

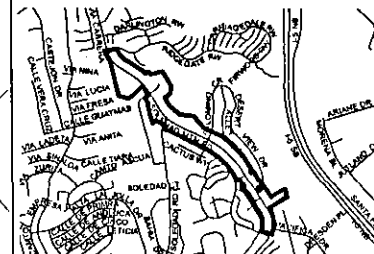


000125

LEGEND

- DISTRICT BOUNDARY
- PARCELS
- EXISTING POLE
- PROPOSED STREET LIGHTS
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- ADDRESS

VICINITY MAP



SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT

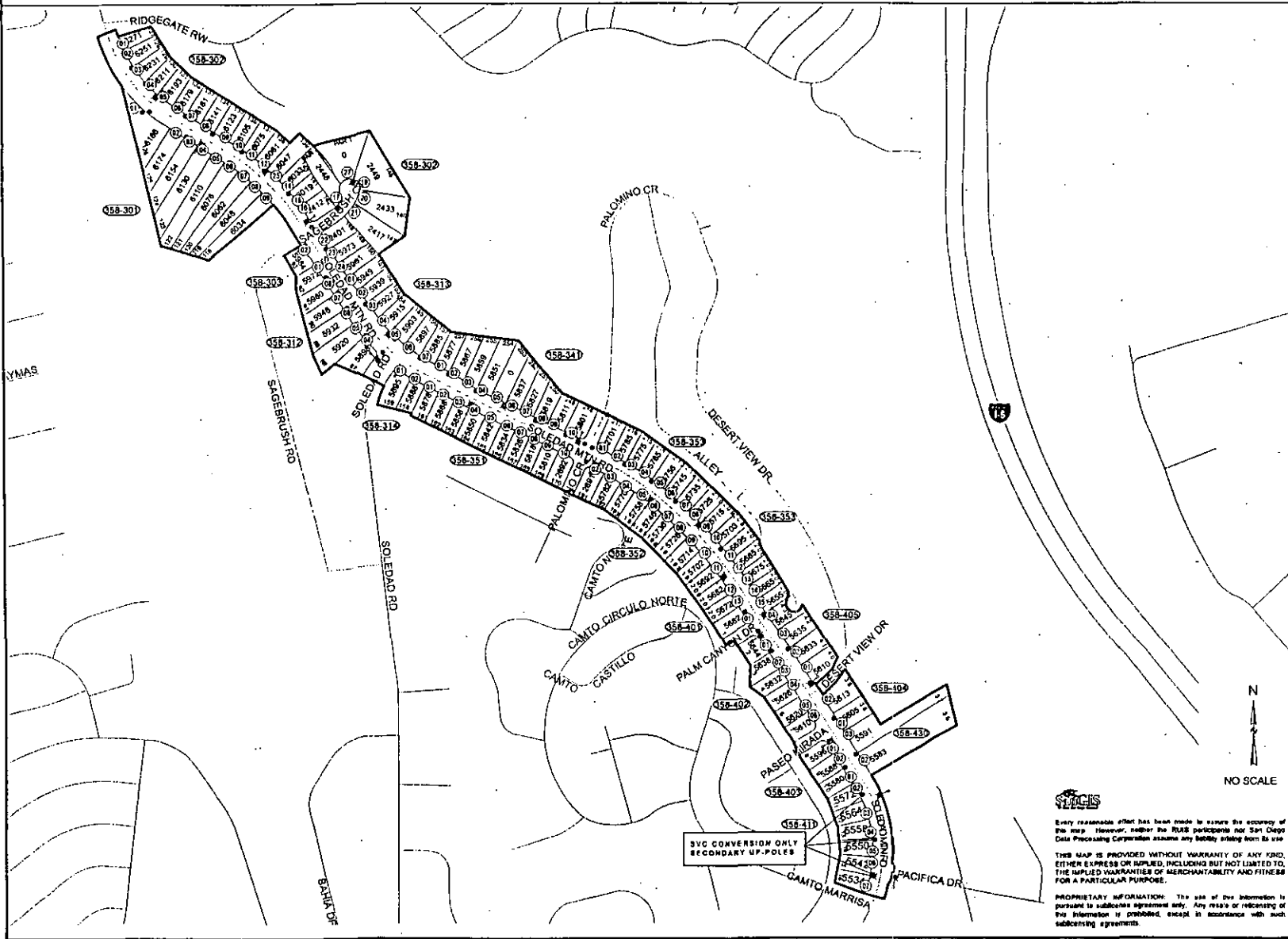
CITY OF SAN DIEGO, CALIFORNIA (ENGINEERING AND CAPITAL PROJECTS DEPARTMENT) SHEET NO. 1 OF 12					WFO NO																
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Every reasonable effort has been made to ensure the accuracy of this map. However, neither the RUS participants nor San Diego Data Processing Corporation assume any liability arising from its use.

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000127

GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD
UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 through 16 & 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision
Map No. 4787

Lots 161 through 170 & 191 through 217 of Map of Soledad Corona Estates Unit No.3
Subdivision Map No. 4473

Lots 248 through 257 of Map of Soledad Corona Estates Unit No. 3 Subdivision Map No,
4473

Lots 87 through 93 & 118 through 159 of Map of Soledad Corona Estates Unit No. 2
Subdivision Map No, 4192

Soledad Mountain Rd. between a line +/-50 feet North of Caminito Marrisa to the
Southerly line of Ridgeway Row.

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

RESOLUTION CALLING A PUBLIC HEARING TO
DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY
OR GENERAL WELFARE REQUIRES THE FORMATION OF
SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY
DISTRICT IN THE LA JOLLA PLANNING AREA.

RECEIVED
08 JAN -7 AM 8:23
CITY CLERK'S OFFICE
SAN DIEGO, CA

WHEREAS, Chapter VI, Article 1, Division 5 of the San Diego Municipal Code establishes a procedure for the creation of underground utility districts and requires in such procedure the holding of a public hearing to determine whether the public health, safety or general welfare requires removal of poles, overhead wires and associated structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in any such district; and

WHEREAS, Council Policy 600-8, "Underground Conversion of Utility Lines by Utility Company" defines the Council Policy for undergrounding utilities; and

WHEREAS, in accordance with Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and Council Policy 600-8, it has been recommended that the following underground utility district [District] be formed:

- a. Lots 194 through 202 & 203 through 213 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473.
- b. Lots 1 through 10 & 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787.
- c. Soledad Mountain Rd. between a line from the Northeastern corner of 5758 Soledad Mountain Rd. and to the Northwestern corner of 5755 Soledad Mountain Rd. to a line

from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5783 Soledad Mountain Rd;

WHEREAS, Exhibit Attachment A, Map, and Exhibit Attachment B, Legal Description, depicts the above District with greater specificity; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, as follows:

1. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on _____, at the hour of _____ in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety or general welfare requires the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the District described above.

2. At such hearing all persons interested shall be given an opportunity to be heard and said hearing may be continued from time to time as may be determined by the City Council. The decision of the City Council as to the formation of the District as described above shall be final and conclusive.

3. The City Clerk shall notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and each utility company concerned of the time and place of the hearing by following the procedure set forth in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

4. The Annual Allocation-Undergrounding of Utilities, project allocation for 2007 Calendar Year, is amended by removing the projects known as Sunset Cliffs Blvd (Coronado

Ave to Newport Ave) and Fanuel Street (Grand to Reed) estimated at \$1,587,844, and replacing with Soledad Mountain Road (Pacifica to Ridgeway Row) at an estimated cost of \$2,337,695.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from CEQA, pursuant to State CEQA Guidelines Section 15302(d), and Public Utilities Commission General Order 131-D, dated August 11, 1995.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Peter A. Mesich
Peter A. Mesich
Deputy City Attorney

PAM:cfq
11/19/07
01/04/08 COR. COPY
Or.Dept:E&CP
R-2008-450

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

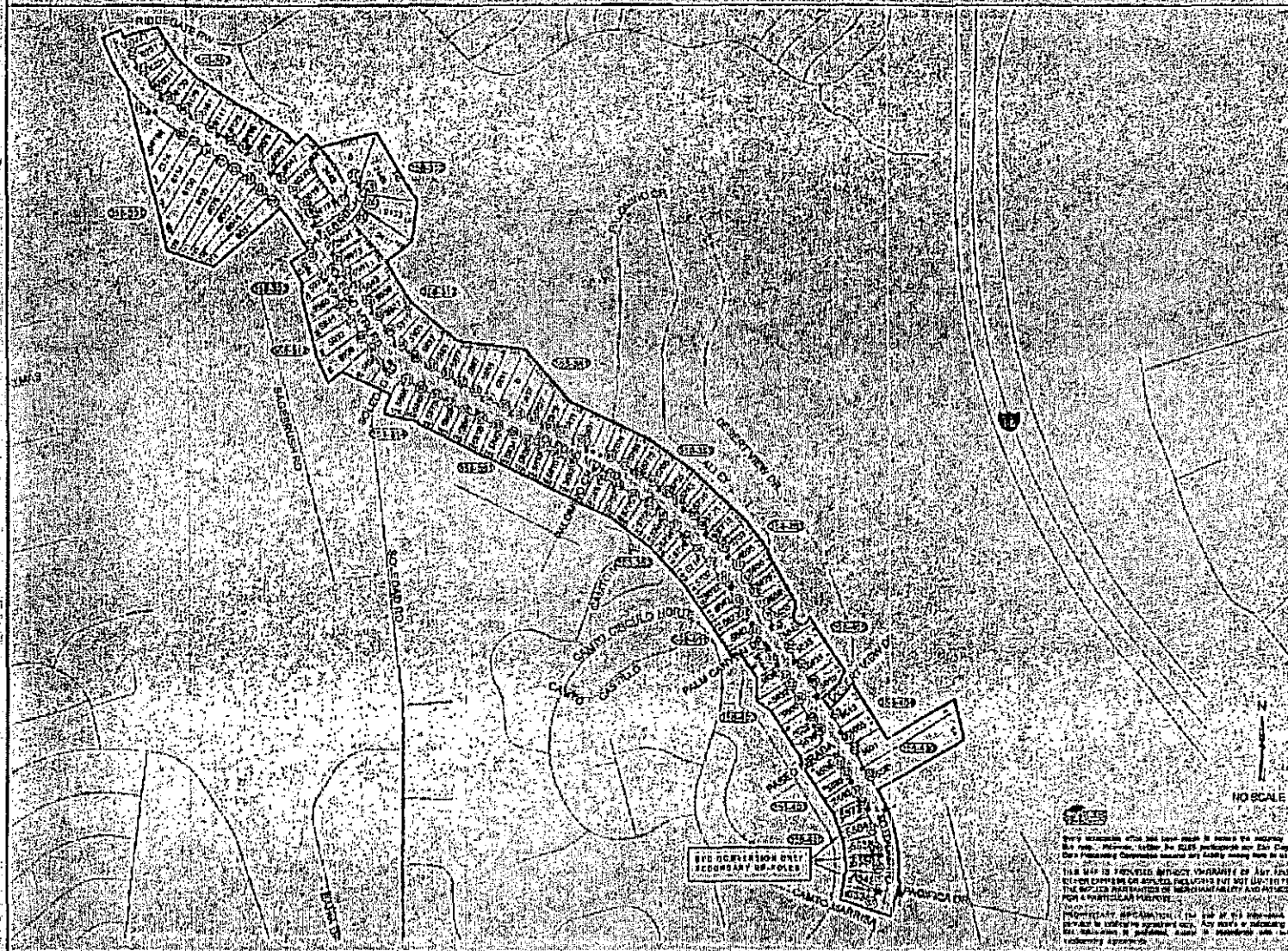
Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT



ENGINEERS & CAPITAL PROJECTS

LEGEND

- DISTRICT BOUNDARY
- PARCELS
- EXISTING POLE
- PROPOSED STREET LIGHTS
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- ADDRESS

VICINITY MAP



SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA					NO.
Engineering Department					100
Project Name					100
Project Number					100
Project Date					100
Project Status					100
Project Location					100
Project Description					100
Project Budget					100
Project Owner					100
Project Contact					100
Project Notes					100

EXHIBIT "A"

GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD
UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

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